

## REMARKS

Claims 1-20 are pending in this application. Applicants respectfully request allowance of all the pending claims.

Applicants initially note with appreciation that the Examiner has allowed claims 11-20 and has identified allowable subject matter in claims 3-9. The reasons for allowance set forth by the Examiner refer only to some of the features in the independent claims, and are not the only reasons that all of the claims are allowable. Each of the independent and dependent claims include additional patentable features or combinations of features not mentioned by the Examiner.

### Claim Rejections – 35 U.S.C. §102

The Examiner rejects claims 1-2 and 10 under 35 U.S.C. §102(b) as being anticipated by United States Patent No. 4,095,820 (“Hanagan”).

Claim 1 recites a motorcycle including a frame and a mounting member coupled to the frame. The mounting member includes a top surface facing away from the frame, a bottom surface facing toward the frame, and a luggage rack mounting portion. The motorcycle also includes a seat and a luggage rack. The seat is mounted over a portion of the top surface of the mounting member to sandwich a portion of the mounting member between the seat and the frame. The luggage rack is mounted to the luggage rack mounting portion of the mounting member.

Hanagan discloses a motorcycle including a frame (14) and seat (12) coupled to the frame (14) and having a structural saddle (50). A fairing (112)(identified as the *mounting member* by the Examiner) is coupled to the frame (14) through a horizontally-extending base (52) of the structural saddle (50). A frame member (94) is coupled to the vertically-extending back (54) of the structural saddle (50). The lower portion of the frame member (94) defines a luggage rack (110) that is supported above and out of contact with the mounting member (112).

Hanagan does not teach or suggest a luggage rack mounted to the *mounting member*. Hanagan does not teach or suggest mounting anything at all to the *mounting member* (112). Rather, Hanagan discloses that the luggage rack (110) extends from the upper portion of the frame member (94) that is mounted to the vertically-extending back (54) of the structural saddle

(50). Hanagan discloses that the frame member (94) supports the luggage rack (110) above and out of contact with the mounting member (112).

In addition, Hanagan does not teach or suggest a seat mounted over a portion of the mounting member to sandwich a portion of the mounting member between the seat and the frame. Hanagan does not teach or suggest sandwiching the mounting member (112) between anything whatsoever. Rather, Hanagan discloses mounting the seat (12) directly to the frame (14).

Therefore, Hanagan does not teach or suggest the subject matter defined by independent claim 1. Accordingly, independent claim 1 is allowable. Claims 2-10 depend from allowable independent claim 1 and are allowable for the same and other reasons.

The Examiner is invited to contact the undersigned attorney should the Examiner determine that such action would facilitate the prosecution and allowance of the present application.

Respectfully submitted,



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